

**FILED**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISIONJAN 11 2008  
MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

DR. HANSEL M. DEBARTOLO, )  
Plaintiff, ) Judge Kocoras  
v. ) Magistrate Judge Brown  
XO COMMUNICATIONS SERVICES, INC. ) Case No. 1:07-cv-6967  
Defendant. )

**DEFENDANT'S MOTION TO  
EXTEND TIME TO APPEAR**

NOW COMES the Defendant, XO Communications, Services, Inc. ("XO"), by and through their attorney, Daniel P. Westman, Morrison & Foerster LLP, as and for their Motion to Extend Time to Appear, and in support states and alleges as follows:

1. The Complaint in the above matter was served on defendant XO on December 24, 2007.
2. Plaintiff's counsel has agreed that XO may have an extension of 21 days through and including February 4, 2008 in which to appear in this matter. No prior extensions have been granted.

WHEREFORE, Defendant, XO, respectfully requests this Honorable Court for the entry

of an Order extending the time by to appear, for 21 days, on or before February 4, 2008.

Respectfully submitted,

By:   
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Counsel for Defendant

Dated: January 10, 2008

**CERTIFICATE OF SERVICE**

I, Daniel P. Westman, hereby certify that on January 10, 2008, I caused a true and correct copy of the foregoing to be served upon the following by the electronic mail and first class mail:

The Law Offices of Stuart P. Krauskopf, P.C.  
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